



State of California—Health and Human Services Agency
California Department of Public Health

Northern California Drinking Water Field Operations Branch
Monterey District



RON CHAPMAN, MD, MPH
Director & State Health Officer

EDMUND G. BROWN JR.
Governor

July 16, 2013

Mr. Michael Waxer, President
Canada Woods Water Company
PO Box 450
Carmel, CA 93921

Attention Mr. Waxer:

CITATION NO. 02-05-13C-009-2702588-03
CITATION FOR NITRATE MONITORING AND REPORTING VIOLATION FOR 2012
CANADA WOODS WATER COMPANY – SYSTEM NO. 2702588

Enclosed is a Citation issued to the Canada Woods Water Company for failure to comply with requirements of Section 64432.1(a), Chapter 15, Title 22, of the California Code of Regulations. Specifically, your water system failed to collect and report a nitrate monitoring result from High Well #11 during the 2012 calendar year.

The Citation consists of four sections: Violation, Background, Directives and Further Enforcement Actions. The Violation and Background sections describe the events leading up to the issuance of the Citation. The Directives section specifies required actions that must be implemented by the water system to return to compliance. The Further Enforcement Actions section describes penalties to be assessed for failure to comply with the Citation. No civil penalty is levied with the attached Citation.

Your water system will be billed at the Department's hourly rate for the time spent on issuing this Citation since this is an enforcement action for noncompliance with state regulations. The water system will receive a bill from our Fee Billing Unit in Sacramento. If you have any questions regarding this matter, please contact Jonathan Weininger of my staff at (831) 655-6932 or me at (831) 655-6934.

Sincerely,

Jan R. Sweigert, P.E.
District Engineer, Monterey District
DRINKING WATER FIELD OPERATIONS BRANCH

Enclosures

CERTIFIED MAIL NO.: 7008-1830-0004-5435-4828

cc (w/enclosures): Monterey County Environmental Health Department

STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC HEALTH

Date of Issuance: July 16, 2013

RE: Canada Woods Water Company
Water System No. 2702588

TO: Mr. Michael Waxer, President
Canada Woods Water Company
PO Box 450
Carmel, CA 93921

CITATION FOR NONCOMPLIANCE
NITRATE MONITORING AND REPORTING VIOLATION FOR 2012

Chapter 4, Article 9, Section 116650 of the California Health and Safety Code (H&S Code), authorizes the issuance of a Citation for failure to comply with this Chapter (California Safe Drinking Water Act), or any regulation, standard, permit or order issued or adopted thereunder.



Violation

The California Department of Public Health, Drinking Water Field Operations Branch, (hereinafter "Department") hereby issues a Citation to the Canada Woods Water Company (Canada Woods WC) water system for the following violation:

Failure to comply with monitoring requirements as specified in Section 64432.1(a), Chapter 15, Title 22, of the California Code of Regulations (CCR). Section 64432.1(a) specifies that all public water systems using groundwater shall monitor for nitrate annually.

The Canada Woods WC water system failed to conduct annual nitrate monitoring of High Well #11 (Primary Station Code: 2702588-027) and submit the analytical result electronically to the Department for the 2012 calendar year, resulting in a violation of the nitrate monitoring and reporting requirements for the 2012 calendar year for High Well #11.

Background

The Canada Woods WC is classified as a community water system that serves an estimated population of 180 through 139 service connections. The water system consists of five (5) active wells, fifteen (15) storage tanks, one (1) Ultrafiltration Surface Water Treatment Plant with a 78,000 gallon clear well, and one (1) Reverse Osmosis Treatment Plant with a 66, 000 gallon storage tank, and five (5) booster pump stations. The water system has



1 constructed an additional well designated as High Well #9 that is awaiting
2 Department approval to place into service.

3
4 By electronic mail dated March 8, 2013, the Department notified the Canada
5 Woods WC that a nitrate analysis result for the raw water source, High Well
6 #11, for the calendar year 2012, had not been received by the Department.
7 By electronic mail dated May 7, 2013, Mr. Brian Garneau, Operations
8 Manager for the Canada Woods WC, confirmed that a nitrate sample was not
9 collected during 2012 from High Well #11. The Canada Woods WC has
10 electronically reported nitrate results of .0 and <1.0 mg/L, respectively, from
11 High Well #11 for sampling conducted on January 24, 2013 and March 21,
12 2013. Therefore, the Canada Woods WC has complied with the annual
13 nitrate monitoring and reporting requirements for 2013 for High Well #11.

14
15 On May 15, 2013, Department staff directed the water system to prepare a
16 public notification for distribution to the customers served by the Canada
17 Woods WC. On June 24, 2013, the water system posted a Department
18 approved public notification regarding the nitrate monitoring and reporting
19 failure that occurred during 2012 for High Well #11 at three (3) central mail
20 box locations within the area served by the water system and on June 30,
21 2013, distributed a published copy of the notice within the water system's
22 2012 Consumer Confidence Report (CCR). The Canada Woods WC
23 provided copies of the notice and 2012 CCR to the Department by electronic
24 mail dated June 30, 2013.

25
26 In accordance with instructions received from the Department, the Canada
27 Woods WC complied with nitrate monitoring and reporting requirements for



calendar year 2013 for High Well #11 and with public notification requirements. The Canada Woods WC has proven to be committed to providing safe drinking water to its customers and actively took the required corrective actions in this situation. In addition, staff members have continually been proactive in maintaining discussion with the Department on the status of the system.

Further Enforcement Actions

Division 104, Part 12, Chapter 4, (commencing with section 116270) of the California Health and Safety Code authorizes the Department to: issue additional citations with assessment of penalties if a public water system continues to fail to correct a violation identified in a citation; take action to suspend or revoke a permit that has been issued to a public water system if the system has violated applicable law or regulations or has failed to comply with orders of the Department; and petition the superior court to take various enforcement measures against a public water system that has failed to comply with orders of the Department. By issuance of this Citation, the Department does not waive any right to take additional or alternative enforcement action against the System including, but not limited to, assessment of penalties as authorized by law. No civil penalties are levied in this Citation.

7/16/2013

Date

Jan R. Sweigert

Jan. R. Sweigert, P.E.

District Engineer, Monterey District

DRINKING WATER FIELD OPERATION BRANCH

CERTIFIED MAIL NO. 7008-1830-0004-5435-4828

